

Prepared by: City of Sturgis
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RESOLUTION 2015-20

RESOLUTION AUTHORIZING CITY MANAGER DANIEL AINSLIE TO SIGN AND SUBMIT A PETITION TO ANNEX THE CITY OF STURGIS MUNICIPAL AIRPORT TO THE CITY OF STURGIS

WHEREAS, the City of Sturgis desires to file a Petition for Annexation of the City Municipal Airport, City-owned property, into the City of Sturgis; and

WHEREAS, said Petition states that the City of Sturgis owns at least $\frac{3}{4}$ of the total value of the property, and that the City of Sturgis constitutes $\frac{3}{4}$ or more of the registered voters residing within the boundaries of the property requested to be annexed; and

WHEREAS, said real property as described in the Petition is a Municipal owned and operated airport as described in SDCL 9-4-14; and

WHEREAS, SDCL 9-4-14 authorizes a municipality to annex into the City noncontiguous City-owned property when said property is a municipally operated airport organized pursuant to Title 50 of the South Dakota Code; and,

WHEREAS, SDCL 50-7-2 authorizes a municipality to acquire, establish, construct, own, control, lease, equip, improve, maintain, operate, and regulate airports; and

WHEREAS the City of Sturgis has acquired approximately 286 acres for the express use as a municipal airport and the City of Sturgis has spent several millions of dollars of federal, state and municipal funds for the construction of a runway, taxiway, hangars, terminal and accessory structures and in addition the City of Sturgis has leased numerous hangars to independent third parties as well as continuously investing in numerous upgrades and repairs at the facility; and,

WHEREAS, the current use of the subject property as the City of Sturgis Municipal Airport is an integral part of the services provided to the residents of the City of Sturgis and residents in the surrounding area; and ,

WHEREAS, SDCL 9-19-13 authorizes a City Council to adopt a resolution to take effect immediately when the adoption of that resolution is for the “immediate preservation of public health...and support of the municipal government and its existing public institutions...”; and,

WHEREAS, the City is currently in negotiations with the Federal Aviation Administration to make needed repairs to the existing taxiway and maintaining that existing taxiway is necessary for the preservation of that important public institution; and,

WHEREAS, the existing Sturgis Municipal Airport is located outside the municipal limits of the City of Sturgis which may lead to additional regulatory burdens and requirements from other agencies as long as that important public infrastructure is located outside of the municipal limits of the City of Sturgis.

Fay Bueno, Finance Officer